#### (12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

#### (19) World Intellectual Property Organization International Bureau



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#### (43) International Publication Date 10 August 2000 (10.08.2000)

#### PCT

# (10) International Publication Number WO 00/46359 A3

- (51) International Patent Classification<sup>7</sup>: C12N 15/00, C07K 14/295
- (21) International Application Number: PCT/GB00/00237
- (22) International Filing Date: 28 January 2000 (28.01.2000)
- (25) Filing Language:

English

(26) Publication Language:

English

(30) Priority Data:

9902555.3

5 February 1999 (05.02.1999) GE

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- (81) Designated States (national): AE, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CR, CU, CZ, DE, DK, DM, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.
- (84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

#### Published:

- With international search report.
- (88) Date of publication of the international search report: 7 December 2000

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

46359

(54) Title: MEDICAMENT

(57) Abstract: The present invention concerns treatment, prevention and diagnosis of infection due to *Chlamydia pneumoniae* and in particular to the prevention and treatment of atherosclerosis, including coronary atherosclerosis, caused by same.





PCT/GB 00/00237

A. CLASSIFICATION OF SUBJECT MATTER
IPC 7 C12N15/00 C07 C07K14/295 According to International Patent Classification (IPC) or to both national classification and IPC B. FIELDS SEARCHED Minimum documentation searched (classification system followed by classification symbols) IPC 7 C07K Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched Electronic data base consulted during the international search (name of data base and, where practical, search terms used) C. DOCUMENTS CONSIDERED TO BE RELEVANT Citation of document, with indication, where appropriate, of the relevant passages Relevant to claim No. Category ° WO 99 27105 A (GRIFFAIS REMY ;GENSET (FR)) 1-5,8-14 X,P 3 June 1999 (1999-06-03) abstract page 1223 -page 1224 1-5.8-14 EP 0 784 059 A (HITACHI CHEMICAL CO LTD) Χ 16 July 1997 (1997-07-16) the whole document KALMAN S. ET AL.: "Comparative genomes of 1-3.11X,P Chlamydia pneumoniae and C. trachomatis" NATURE GENETICS, vol. 21, April 1999 (1999-04), pages 385-389, XP002141432 the whole document Patent family members are listed in annex. Further documents are listed in the continuation of box C. Χ Special categories of cited documents : "T" later document published after the international filing date or priority date and not in conflict with the application but "A" document defining the general state of the art which is not cited to understand the principle or theory underlying the considered to be of particular relevance invention \*E\* earlier document but published on or after the international "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to filing date involve an inventive step when the document is taken alone "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another "Y" document of particular relevance; the claimed atvent. cannot be considered to involve an inventive step when the document is combined with one or more other such docucitation or other special reason (as specified) \*O\* document referring to an oral disclosure, use, exhibition or ents, such combination being obvious to a person skilled document published prior to the international filing date but "&" document member of the same patent family later than the priority date claimed Date of mailing of the international search report Date of the actual completion of the international search 1 9 00 30 June 2000 Authorized officer Name and mailing address of the ISA European Patent Office, P.B. 5818 Patentlaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Panzica, G Fax: (+31-70) 340-3016

2

PCT/GB 00/00237

C.(Continu	ation) DOCUMENTS CONSIDERED TO BE RELEVANT	
ategory °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	KORNAK JM ET AL: "Sequence analysis of the gene encoding the Chlamydia pneumoniae DnaK protein homolog" INFECTION AND IMMUNITY, US, AMERICAN SOCIETY FOR MICROBIOLOGY. WASHINGTON, vol. 59, no. 2, 1991, pages 721-725, XP002076846 ISSN: 0019-9567 the whole document	1-5,8-14
A	Y KANAMOTO ET AL: "Antigenic characterization of Chlamydia pneumoniae isolated in Hiroshima, Japan" MICROBIOLOGY AND IMMUNOLOGY, JP, TOKYO, vol. 37, no. 6, 1 January 1993 (1993-01-01), pages 495-498, XP002088968 ISSN: 0385-5600 the whole document	1-5,8-14
Α	IIJIMA ET AL: "Characterization of Chlamydia pneumoniae species-specific proteins immunodominant in humans" JOURNAL OF CLINICAL MICROBIOLOGY, US, WASHINGTON, DC, vol. 32, no. 3, March 1994 (1994-03), pages 583-588-588, XP002115816 ISSN: 0095-1137 the whole document	1-5,8-14
A	PEREZ MELGOSA M ET AL: "Isolation and characterization of a gene encoding a Chlamydia pneumoniae 76-kilodalton protein containing a species-specific epitope" INFECTION AND IMMUNITY, vol. 62, no. 3, 1994, pages 880-886, XP002076845 ISSN: 0261-4189 the whole document	1-5,8-14

r. ational application No. PCT/GB 00/00237

This informational Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:    X	Box I	Observations where certain claims were found unsearchable (C ntinuation of item 1 of first sheet)
Although claims 12, 13 are directed to a diagnostic method and claim 14 to a method of treatment practised on the humany/animal body, the search has been carried out and based on the alleged effects of the compound/composition.  2. Xiaims Nos 6, 7 because they relate to parts of the international Application that do not comply with the prescribed requirements to such an extent that no meaningful informational Search can be carried out, appendiculty. The subject—matter of claims 6 and 7 so lacks of clarity and so lacks of support in the present application that a search for said claims could not be performed, according to Articles 5 and 6 of PCT.  3. Claims Nos because they are dependent claims and are not drafted in accordance with the second and third sentences of Fulle 6.4(a).  Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)  This International Searching Authority found multiple inventions in this international application, as follows:  1. As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.  2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.  3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were pard, specifically claims Nos.:  1. No required additional search fees were timely paid by the applicant. Consequently, this International Search Report covers only those claims for which fees were pard, specifically claims Nos.:  1. 1. 14 (in part)  The additional search fees were timely paid by the applicant Consequently, this International Search Report covers only those claims for which fees were finely paid by the applicant of the invention first mentioned in the claims; if is covered by claims Nos.:  1. 14 (in part)	This Inte	ernational Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:
method of treatment practised on the human/animal body, the search has been carried out and based on the alleged effects of the compound/composition.  2.	1. X	Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:
because they relate to parts of the International Application that do not comply with the presented requirements to such an extent that no meaningful International Search can be examed out, specifically:  The subject-matter of claims 6 and 7 so lacks of clarity and so lacks of support in the present application that a search for said claims could not be performed, according to Articles 5 and 6 of PCT.  3. Claims Nos.:  Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)  This International Searching Authority found multiple inventions in this international application, as follows:  1. As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.  2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.  3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:  1. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:  1. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:  1. 1. As only some of the required additional search fees were timely paid by the applicant. Consequently, this International Search Report restricted to the invention first mentioned in the claims; it is covered by claims Nos.:  1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1		method of treatment practised on the human/animal DOGY, the Search has been
support in the present application that a search for said claims could not be performed, according to Articles 5 and 6 of PCT.  3. Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third seniences of Rule 6.4(a).  Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)  This International Searching Authority found multiple inventions in this international application, as follows:  1. As all required additional search fees were timely paid by the applicant, this international Search Report covers all searchable claims.  2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.  3. As only some of the required additional search fees were timely paid by the applicant, this international Search Report covers only those claims for which fees were paid, specifically claims Nos.:  1-14 (in part)  The additional search fees were accompanied by the applicant's protest.	2. X	because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
Box II Observations where unity of invention is tacking (Continuation of item 2 of first sheet)  This International Searching Authority found multiple inventions in this international application, as follows:  1. As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.  2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.  3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:  1. No required additional search fees were timely paid by the applicant. Consequently, this International Search Report restricted to the invention first mentioned in the claims; it is covered by claims Nos.:  1-14 (in part)  The additional search fees were accompanied by the applicant's protest.		support in the present application that a search for said claims could not be
This International Searching Authority found multiple inventions in this international application, as follows:  1. As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.  2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.  3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:  4. Who required additional search fees were timely paid by the applicant. Consequently, this International decoration first mentioned in the claims; it is covered by claims Nos.:  1-14 (in part)  The additional search fees were accompanied by the applicant's protest.	3.	Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).
1. As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.  2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.  3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:  4. No required additional search fees were timely paid by the applicant. Consequently, this International Search 7-1 - restricted to the invention first mentioned in the claims; it is covered by claims Nos.:  1-14 (in part)  Remark on Protest  The additional search fees were accompanied by the applicant's protest.	Box II	Observations where unity of invention is lacking (Continuation of item 2 of first sheet)
2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.  3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:  4. X No required additional search fees were timely paid by the applicant. Consequently, this International dealors for restricted to the invention first mentioned in the claims; it is covered by claims Nos.:  1-14 (in part)  Remark on Protest  The additional search fees were accompanied by the applicant's protest.	This Int	ternational Searching Authority found multiple inventions in this international application, as follows:
As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:  No required additional search fees were timely paid by the applicant. Consequently, this International Search 70; restricted to the invention first mentioned in the claims; it is covered by claims Nos.:  1-14 (in part)  Remark on Protest  The additional search fees were accompanied by the applicant's protest.	1.	
No required additional search fees were timely paid by the applicant. Consequently, this International Search For restricted to the invention first mentioned in the claims; it is covered by claims Nos.:  1-14 (in part)  Remark on Protest  The additional search fees were accompanied by the applicant's protest.	2.	As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
1-14 (in part)  Remark on Protest  The additional search fees were accompanied by the applicant's protest.	3.	As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
The many on the second of the	4. X	restricted to the invention first mentioned in the claims; it is covered by claims 140s
	Remar	, dill 1888

1. Claims: 1-14 (in part)

Protein and nucleic acid from Chlamydia pneumoniae, as set forth respectively in SeqId.No.1 and 2 of the sequence listing, and uses of the same for methods of diagnosis and treatment.

2. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.4 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

3. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.5 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

4. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.6 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

5. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.7 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

6. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.8 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

7. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.9 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

8. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.10 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

9. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.11 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

10. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.12 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

11. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.13 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

12. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.14 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

Continuation of Box I.2

Claims Nos.: 6, 7

The subject-matter of claims 6 and 7 so lacks of clarity and so lacks of support in the present application that a search for said claims could not be performed, according to Articles 5 and 6 of PCT.

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

Information on patent family members

Inten al Application No
PCT/GB 00/00237

EP 1032674 A 06-09-2000  EP 0784059 A 16-07-1997 AU 685680 B 22-01-1998 AU 3532995 A 09-04-1996 WO 9609320 A 28-03-1996 JP 8143594 A 04-06-1996 JP 9009974 A 14-01-1997 JP 9009976 A 14-01-1997	Patent document cited in search report	Publication date	Patent family member(s)	Publication date
AU 3532995 A 09-04-1996 WO 9609320 A 28-03-1996 JP 8143594 A 04-06-1996 JP 9009974 A 14-01-1997 JP 9009976 A 14-01-1997	WO 9927105 A	03-06-1999	,,,,	15-06-1999 06-09-2000
JP 9015243 A 17-01-1997 JP 9015244 A 17-01-1997	EP 0784059 A	16-07-1997	AU 3532995 A WO 9609320 A JP 8143594 A JP 9009974 A JP 9009976 A JP 9009999 A JP 9015243 A	14-01-1997 14-01-1997 17-01-1997

## PAGNT COOPERATION TREAT

From the	INTERNATIONAL	<b>BUREAU</b>
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#### **PCT**

#### **NOTIFICATION OF ELECTION**

(PCT Rule 61.2)

То:

Assistant Commissioner for Patents United States Patent and Trademark Office Box PCT Washington, D.C.20231 ETATS-UNIS D'AMERIQUE

Date of mailing (day/month/year)
04 October 2000 (04.10.00)

International application No.
PCT/GB00/00237

International filing date (day/month/year)
28 January 2000 (28.01.00)

Applicant:
BURNIE, James, Peter et al

1.	The designated Office is hereby notified of its election made:
	X in the demand filed with the International Preliminary Examining Authority on:  04 September 2000 (04.09.00)
	in a notice effecting later election filed with the International Bureau on:
2.	The election X was was not
	made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland **Authorized officer** 

Pascal Piriou

Telephone No.: (41-22) 338.83.38



# PCT

#### INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicante	or an	antia fila raforance	г		
Applicant's or agent's file reference M99/0035/PCT			FOR FURTHER A	OTION	ntification of Transmittal of International nary Examination Report (Form PCT/IPEA/416)
					· · · · · · · · · · · · · · · · · · ·
Internationa			International filing date (	(day/month/year)	Priority date (day/month/year)
PCT/GB0		•	28/01/2000		05/02/1999
Internationa C12N15/		ent Classification (IPC) or nat	tional classification and IP	С	
Applicant					
NEUTEC	PHA	ARMA PLC et al.			
		ational preliminary exami smitted to the applicant a		prepared by this	International Preliminary Examining Authority
2. This F	EPC	PRT consists of a total of	8 sheets, including this	s cover sheet.	
b∈	This report is also accompanied by ANNEXES, i.e. sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).				
These	ann	exes consist of a total of	sheets.		
<u>'</u>					
		•			
3. This re	port	contains indications relat	ing to the following iter	ns:	
1	I ⊠ Basis of the report				
II	$\boxtimes$	Priority			
111	$\boxtimes$	Non-establishment of or	pinion with regard to no	velty, inventive st	ep and industrial applicability
IV	$\boxtimes$	Lack of unity of invention	n		
V	×	Reasoned statement un citations and explanation			nventive step or industrial applicability;
VI		Certain documents cite	· · · · · ·		
VII		Certain defects in the in	ternational application		
VIII	$\boxtimes$	Certain observations on	the international applic	cation	
Date of subr	nissio	n of the demand		Date of completion	of this report
04/09/200	0			21.05.2001	
Nome and m	Name and mailing address of the international Authorized officer				

Marinoni, J-C

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Tel. +49 89 2399 - 0 Tx: 523656 epmu d

preliminary examining authority:

International application No. PCT/GB00/00237

D-	-:-	-4	44.	rep	
Das	212	OI.	u	160	UIL

1.	the and	receiving Office in r	ents of the international application (Replacement sheets which have been furnished to esponse to an invitation under Article 14 are referred to in this report as "originally filed" this report since they do not contain amendments (Rules 70.16 and 70.17)):
	1-2	1	as originally filed
	Cla	ims, No.:	
	1-1	4	as originally filed
	Sec	quence listing part	of the description, pages:
	1-9	, as originally filed	
2.	lan	guage in which the ir	uage, all the elements marked above were available or furnished to this Authority in the iternational application was filed, unless otherwise indicated under this item.
	The	ese elements were a	vailable or furnished to this Authority in the following language: , which is:
		the language of a ti	ranslation furnished for the purposes of the international search (under Rule 23.1(b)).
		the language of pul	olication of the international application (under Rule 48.3(b)).
		the language of a tr 55.2 and/or 55.3).	anslation furnished for the purposes of international preliminary examination (under Rule
3.			eotide and/or amino acid sequence disclosed in the international application, the examination was carried out on the basis of the sequence listing:
	×	contained in the inte	ernational application in written form.
	$\boxtimes$	filed together with the	ne international application in computer readable form.
		furnished subseque	ently to this Authority in written form.
		furnished subseque	ntly to this Authority in computer readable form.
			the subsequently furnished written sequence listing does not go beyond the disclosure in plication as filed has been furnished.
		The statement that listing has been furn	the information recorded in computer readable form is identical to the written sequence nished.
4.	The	amendments have	resulted in the cancellation of:
		the description,	pages:
		the claims,	Nos.:
		the drawings,	sheets:

International application No. PCT/GB00/00237

5.		This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed (Rule 70.2(c)):
		(Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.)
6.	Add	ditional observations, if necessary:
II.	Pric	ority
1.		This report has been established as if no priority had been claimed due to the failure to furnish within the prescribed time limit the requested:
		☐ copy of the earlier application whose priority has been claimed.
		☐ translation of the earlier application whose priority has been claimed.
2.		This report has been established as if no priority had been claimed due to the fact that the priority claim has been found invalid.
	Thu date	is for the purposes of this report, the international filing date indicated above is considered to be the relevant e.
3.		litional observations, if necessary: separate sheet
III.	Nor	n-establishment of opinion with regard to novelty, inventive step and industrial applicability
1.		questions whether the claimed invention appears to be novel, to involve an inventive step (to be non- ious), or to be industrially applicable have not been examined in respect of:
		the entire international application.
	×	claims Nos. 6, 7, 9 completely; 10, 11 and 14 partially.
oe(	caus	ee:
		the said international application, or the said claims Nos. relate to the following subject matter which does not require an international preliminary examination ( <i>specify</i> ):
	⊠	the description, claims or drawings ( <i>indicate particular elements below</i> ) or said claims Nos. 9 completely; 10, 11 and 14 all partially are so unclear that no meaningful opinion could be formed ( <i>specify</i> ): see separate sheet
	Ø	the claims, or said claims Nos. 9 completely; 10, 11 and 14 all partially are so inadequately supported by the description that no meaningful opinion could be formed.

🖾 no international search report has been established for the said claims Nos. 6 and 7 both completely.

International application No. PCT/GB00/00237

2.	and			•	nination cannot be carried out due to the failure of the nucleotide bly with the standard provided for in Annex C of the Administrative
		the written form has no	t been f	urnished	d or does not comply with the standard.
		the computer readable	form ha	s not bee	en furnished or does not comply with the standard.
IV	. Lac	ck of unity of invention			
1.	In r	esponse to the invitation	to restr	ict or pay	y additional fees the applicant has:
		restricted the claims.			
		paid additional fees.			
		paid additional fees und	der prote	est.	
		neither restricted nor pa	aid addit	tional fee:	es.
2.					nt of unity of invention is not complied and chose, according to Rule ct or pay additional fees.
3.	This	s Authority considers tha	t the red	quirement	nt of unity of invention in accordance with Rules 13.1, 13.2 and 13.3 i
		complied with.			
	Ø	not complied with for th see separate sheet	e follow	ing reaso	ons:
4.		nsequently, the following mination in establishing	•		rnational application were the subject of international preliminary
		all parts.			
	×	the parts relating to clai	ms Nos	. 1-5, 8, 1	10-14 all partially.
V.		soned statement unde tions and explanations			with regard to novelty, inventive step or industrial applicability; sch statement
1.	Stat	tement			
	Nov	velty (N)	Yes: No:	Claims Claims	· ·
	Inve	entive step (IS)	Yes: No:	Claims Claims	
	Indu	ustrial applicability (IA)	Yes:	Claims	1-5, 8, 10-14

International application No. PCT/GB00/00237

2. Citations and explanations see separate sheet

#### VIII. Certain observations on the international application

The following observations on the clarity of the claims, description, and drawings or on the question whether the claims are fully supported by the description, are made: see separate sheet

#### **EXAMINATION REPORT - SEPARATE SHEET**

#### Re Item II

#### **Priority**

The document KALMAN et al. 'Comparative genomes of *Chlamydia pneumoniae* and *C. trachomatis*' NATURE GENET., Vol. 21, April 1999, pages 385-389, was cited as a P-document.

However, the claimed priority date is considered to be valid for the subject-matter of the invention to which the following opinion applies (see **item III**). The document is therefore not taken into account for the establishement of the following report.

#### Re Item III

Non-establishment of opinion with regard to novelty, inventive step and industrial applicability

The subject-matter of **claims 6 and 7** was not searched (see the International Search Report). Therefore, no examination can be carried out.

Consequently, no opinion can be formulated on the subject-matter of claim 9 (completely) which refers specifically to claims 6 and 7, but also claims 10, 11 and 14 partially (binding agents and inhibitors).

#### Re Item IV

#### Lack of unity of invention

The International Search Authority raised an objection for lack of unity under Rule 13 PCT and subsequently identified 12 inventions. In the absence of payment of an additional search fee, the search has been limited to <u>identified invention 1</u> (protein and nucleic acid from *Chlamydia pneumoniae*, as set forth respectively in SEQ ID No.1 and 2 of the sequence listing, and uses of the same for methods of diagnosis and treatment).

The following report is therefore restricted to <u>invention 1</u> (claims 1-5, 8 and 10-14 all partially).

#### Re Item V

Reasoned stat ment und r Article 35(2) with r gard to novelty, inventiv step or industrial applicability; citations and explanations supporting such statement

Reference is made to the following document:

**D1**: EP 0 784 059, 16 July 1997.

- 1. Claim 1 is directed to a protein having the amino acid sequence of SEQ ID No. 2. Document D1 discloses an antigenic polypeptide of C. pneumoniae having the sequence shown in SEQ ID No.1 (or SEQ ID No. 15, from aa 162 to aa 469; see page 22, lines 1-5) and corresponding to aa 3 to 490 of SEQ ID No. 2 of the present application.
  - Therefore, the protein of SEQ ID No.2 is novel.
- 2. However, in view of D1, which is considered to represent the closest prior art, the technical problem underlying the present application appears to reside in the cloning of a longer (full-length?) C. pneumoniae protein, parts of which (among them the part disclosed in D1) are already known to be recognized by antisera from patients (i.e. antigenic) and therefore be used as diagnostics or to (possibly) elicit an immune response (thereby having a potential therapeutic utility), see D1, page 22, lines 30-41; page 25, lines 8-10; page 25, lines 45-47. The provision of proteins including the polypeptide of SEQ ID No.1 of D1 is known from D1 (see claims 4 and 5).

In the present application, the protein of SEQ ID No.2 is merely a variant (at best, the full-length protein) of the protein of D1 for which no inventive step can be acknowledged for the reason that (i) this protein has no demonstrated function, (ii) D1 suggests to construct polypeptides containing said sequence, and that (iii) the mere use as an antigen and/or as a medicament/diagnostic tool of this protein or variants thereof is already foreseen in the prior art.

3. Consequently, the subject-matter of claims 1-5, 8, and 10-14 (all partially) fail to meet the requirements of Article 33(3) PCT concerning inventive step.

#### Re Item VI

Certain documents cited

Certain published documents (Rule 70.10)

Application No Patent No.

Publication date (day/month/year)

Filing date (day/month/year) Priority date (valid claim) (day/month/year)

#### INTERNATIONAL PRELIMINARY **EXAMINATION REPORT - SEPARATE SHEET**

International application No. PCT/GB00/00237

WO 99/27105

03/06/1999

20/11/1998

21/11/1997

#### Re Item VIII

#### Certain observations on the international application

- 1. In the present application, the assumption that the claim polypeptide could be used as a medicament relies only in its ability to be recognized by a human antibody from a antibody library originating from a patient infected with C. pneumoniae. None of the example actually demonstrate that the claim polypeptide could elicit an immune response. The same is true for the polypeptides of D1. Therefore, it is considered that the polypeptide claimed in the present application has no additional properties compared to the polypeptides of D1.
- 2. The protein of claim 1 is partially defined by its use ("for use in a method of treatment or diagnosis of the human or animal body). The mere expression of the intended use of said protein does not render said protein novel. Furthermore, clarity objections under Article 6 PCT may be raised since it is not clear whether the use of the protein is tentatively claimed (see the Guidelines, Ch. III, 4.8a).

(PCT Article 18 and Rules 43 and 44)

	SOR FURTUER see Notification	of Transmittal of International Search Report					
Applicant's or agent's file reference	(Form PCT/ISA/	220) as well as, where applicable, item 5 below.					
M99/0035/PCT	ACTION	(Earliest) Priority Date (day/month/year)					
International application No.	International filing date (day/month/year)						
PCT/GB 00/00237	28:01:2000	05/02/1999					
Applicant							
		·					
NEUTEC PHARMA PLC et al.							
according to Article 18. A copy is being tr	n prepared by this International Searching Autansmitted to the International Bureau.  of a total of sheets. If a copy of each prior art document cited in this						
Basis of the report     a. With regard to the language, the language in which it was filed, un	international search was carried out on the balless otherwise indicated under this item.	isis of the international application in the					
Authority (Rule 23.1(b)).	vas carried out on the basis of a translation of	1					
b. With regard to any nucleotide at was carried out on the basis of the	nd/or amino acid sequence disclosed in the i	nternational application, the international search					
was carned out on the basis of the Contained in the internation	onal application in written form.	·					
	ernational application in computer readable for	m.					
1	o this Authority in written form.						
furnished subsequently t	furnished subsequently to this Authority in computer readble form.						
the statement that the su	bsequently furnished written sequence listing as filed has been furnished.	•					
the statement that the infurnished	formation recorded in computer readable form	is identical to the written sequence listing has been					
2. X Certain claims were for	und unsearchable (See Box I).						
3. X Unity of invention is la	cking (see Box II).						
4. With regard to the title,							
	ubmitted by the applicant.						
the text has been estable	ished by this Authority to read as follows:						
5. With regard to the abstract.	whented by the applicant						
	submitted by the applicant. ished, according to Rule 38.2(b), by this Autho ne date of mailing of this international search re	rity as it appears in Box III. The applicant may, eport, submit comments to this Authority.					
	blished with the abstract is Figure No.	·					
as suggested by the app		None of the figures.					
1 -	ailed to suggest a figure.						
because this figure bette	er characterizes the invention.						

# A. CLASSIFICATION OF SUBJECT MATTER IPC 7 C12N15/00 C07K14/295

According to International Patent Classification (IPC) or to both national classification and IPC

#### B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols) I PC  $\,\,7\,\,$  C07 K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

C. DOCUME	NTS CONSIDERED TO BE RELEVANT	
Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X,P	WO 99 27105 A (GRIFFAIS REMY ;GENSET (FR)) 3 June 1999 (1999-06-03) abstract page 1223 -page 1224	1-5,8-14
<b>X</b>	EP 0 784 059 A (HITACHI CHEMICAL CO LTD) 16 July 1997 (1997-07-16) the whole document	1-5,8-14
X,P	KALMAN S. ET AL.: "Comparative genomes of Chlamydia pneumoniae and C. trachomatis" NATURE GENETICS, vol. 21, April 1999 (1999-04), pages 385-389, XP002141432 the whole document	1-3,11

X Further documents are listed in the continuation of box C.	Patent family members are listed in annex.			
<ul> <li>Special categories of cited documents:</li> <li>"A" document defining the general state of the art which is not considered to be of particular relevance</li> <li>"E" earlier document but published on or after the international filing date</li> <li>"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)</li> <li>"O" document referring to an oral disclosure, use, exhibition or other means</li> <li>"P" document published prior to the international filing date but later than the priority date claimed</li> </ul>	<ul> <li>"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention</li> <li>"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone</li> <li>"Y" document of particular relevance; the claimed inventor cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.</li> <li>"&amp;" document member of the same patent family</li> </ul>			
Date of the actual completion of the international search	Date of mailing of the international search report			
30 June 2000	1 1. 9. 00			
Name and mailing address of the ISA  European Patent Office, P.B. 5818 Patentlaan 2  NL - 2280 HV Rijswijk  Tel. (+31-70) 340-2040, Tx. 31 651 epo nt, Fax: (+31-70) 340-3016	Authorized officer Panzica, G			

2



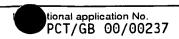


		PC1, 3 00/0023/			
C.(Continua	C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT  Relevant to claim No.				
Category °	Citation of document, with indication, where appropriate, of the relevant passages	Helevant to claim No.			
Α	KORNAK JM ET AL: "Sequence analysis of the gene encoding the Chlamydia pneumoniae DnaK protein homolog" INFECTION AND IMMUNITY, US, AMERICAN SOCIETY FOR MICROBIOLOGY. WASHINGTON, vol. 59, no. 2, 1991, pages 721-725, XP002076846 ISSN: 0019-9567 the whole document	1-5,8-14			
A	Y KANAMOTO ET AL: "Antigenic characterization of Chlamydia pneumoniae isolated in Hiroshima, Japan" MICROBIOLOGY AND IMMUNOLOGY, JP, TOKYO, vol. 37, no. 6, 1 January 1993 (1993-01-01), pages 495-498, XP002088968 ISSN: 0385-5600 the whole document	1-5,8-14			
A	IIJIMA ET AL: "Characterization of Chlamydia pneumoniae species-specific proteins immunodominant in humans" JOURNAL OF CLINICAL MICROBIOLOGY, US, WASHINGTON, DC, vol. 32, no. 3, March 1994 (1994-03), pages 583-588-588, XP002115816 ISSN: 0095-1137 the whole document	1-5,8-14			
A	PEREZ MELGOSA M ET AL: "Isolation and characterization of a gene encoding a Chlamydia pneumoniae 76-kilodalton protein containing a species-specific epitope" INFECTION AND IMMUNITY, vol. 62, no. 3, 1994, pages 880-886, XP002076845 ISSN: 0261-4189 the whole document	1-5,8-14			

2

Inter Pal Application No
PC 17 GB 00/00237

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
WO 9927105 A	03-06-1999	AU 1170299 A EP 1032674 A	15-06-1999 06-09-2000
EP 0784059 A	16-07-1997	AU 685680 B AU 3532995 A WO 9609320 A JP 8143594 A JP 9009974 A JP 9009976 A JP 9009999 A JP 9015243 A JP 9015244 A	22-01-1998 09-04-1996 28-03-1996 04-06-1996 14-01-1997 14-01-1997 17-01-1997 17-01-1997



Box I	Observations where certain laims were found unsearchable (Continuation of it mit of first short)
This Inte	emational Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:
1. X	Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:
	Although claims 12, 13 are directed to a diagnostic method and claim 14 to a method of treatment practised on the human/animal body, the search has been carried out and based on the alleged effects of the compound/composition.
2. X	Claims Nos.: 6, 7 because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
	The subject-matter of claims 6 and 7 so lacks of clarity and so lacks of support in the present application that a search for said claims could not be performed, according to Articles 5 and 6 of PCT.
3.	Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).
Box II	Observations where unity of invention is lacking (Continuation of item 2 of first sheet)
This Inte	ernational Searching Authority found multiple inventions in this international application, as follows:
1.	As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2.	As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3.	As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4. X	No required additional search fees were timely paid by the applicant. Consequently, this International Gearch Report restricted to the invention first mentioned in the claims; it is covered by claims Nos.:
	1-14 (in part)
Remark	k on Protest  The additional search fees were accompanied by the applicant's protest.
	No protest accompanied the payment of additional search fees.

1. Claims: 1-14 (in part)

Protein and nucleic acid from Chlamydia pneumoniae, as set forth respectively in SeqId.No.1 and 2 of the sequence listing, and uses of the same for methods of diagnosis and treatment.

2. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.4 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

3. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.5 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

4. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.6 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

5. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.7 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

6. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.8 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

7. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.9 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

8. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.10 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

9. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.11 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

10. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.12 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

11. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.13 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

12. Claims: 1-14 (in part)

Polypeptidic fragment from Chlamidia pneumoniae, having primary structure as set forth in Seq.Id.No.14 of the sequence listing, and uses of the same in methods of diagnosis and treatment.

Continuation of Box I.2

Claims Nos.: 6, 7

The subject-matter of claims 6 and 7 so lacks of clarity and so lacks of support in the present application that a search for said claims could not be performed, according to Articles 5 and 6 of PCT.

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

#### **PCT**

#### NOTIFICATION CONCERNING SUBMISSION OR TRANSMITTAL OF PRIORITY DOCUMENT

(PCT Administrative Instructions, Section 411)

From the INTERNATIONAL BUREAU

То

MCNEIGHT & LAWRENCE Regent House Heaton Lane Stockport, Cheshire SK4 1BS ROYAUME-UNI

Date of mailing (day/month/year) 13 March 2000 (13.03.00)	
Applicant's or agent's file reference M99/0035/PCT	IMPORTANT NOTIFICATION
International application No. PCT/GB00/00237	International filing date (day/month/year) 28 January 2000 (28.01.00)
International publication date (day/month/year)  Not yet published	Priority date (day/month/year) 05 February 1999 (05.02.99)
Applicant NEUTEC PHARMA PLC et al	

- 1. The applicant is hereby notified of the date of receipt (except where the letters "NR" appear in the right-hand column) by the International Bureau of the priority document(s) relating to the earlier application(s) indicated below. Unless otherwise indicated by an asterisk appearing next to a date of receipt, or by the letters "NR", in the right-hand column, the priority document concerned was submitted or transmitted to the International Bureau in compliance with Rule 17.1(a) or (b).
- 2. This updates and replaces any previously issued notification concerning submission or transmittal of priority documents.
- 3. An asterisk(\*) appearing next to a date of receipt, in the right-hand column, denotes a priority document submitted or transmitted to the International Bureau but not in compliance with Rule 17.1(a) or (b). In such a case, the attention of the applicant is directed to Rule 17.1(c) which provides that no designated Office may disregard the priority claim concerned before giving the applicant an opportunity, upon entry into the national phase, to furnish the priority document within a time limit which is reasonable under the circumstances.
- 4. The letters "NR" appearing in the right-hand column denote a priority document which was not received by the International Bureau or which the applicant did not request the receiving Office to prepare and transmit to the International Bureau, as provided by Rule 17.1(a) or (b), respectively. In such a case, the attention of the applicant is directed to Rule 17.1(c) which provides that no designated Office may disregard the priority claim concerned before giving the applicant an opportunity, upon entry into the national phase, to furnish the priority document within a time limit which is reasonable under the circumstances.

Priority date Priority application No. Country or regional Office or PCT receiving Office of priority document

05 Febr 1999 (05.02.99) 9902555.3 GB 06 Marc 2000 (06.03.00)

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland **Authorized officer** 

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# WORLD INTELLECTUAL PROPERTY ORGANIZATION International Bureau



## INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

7	T	TYO: 00442250
(51) International Patent Classification 7:		(11) International Publication Number: WO 00/46359
C12N 15/00, C07K 14/295	A2	(43) International Publication Date: 10 August 2000 (10.08.00)
(21) International Application Number: PCT/GB (22) International Filing Date: 28 January 2000 (2)		BR, BY, CA, CH, CN, CR, CU, CZ, DE, DK, DM, EE,
(30) Priority Data: 9902555.3 5 February 1999 (05.02.99)		KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW, ARIPO patent (GH, GM, KE, LS, MW, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT,
(71) Applicant (for all designated States except US): PHARMA PLC [GB/GB]; St. James's Court, Brow Manchester, Cheshire M2 2JF (GB).		BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU,
<ul> <li>(72) Inventors; and</li> <li>(75) Inventors/Applicants (for US only): BURNIE, Jam [GB/GB]; 1 Greystoke Drive, Alderley Edge, SK9 7PY (GB). MATTHEWS, Ruth, Christine [GI Greystoke Drive, Alderley Edge, Cheshire SK9 7P</li> </ul>	Cheshi B/GB];	Without international search report and to be republished upon receipt of that report.
(74) Agent: MCNEIGHT & LAWRENCE; Regent House Lane, Stockport, Cheshire SK4 1BS (GB).	e, Heato	on
		·
(54) Title: MEDICAMENT		

#### (57) Abstract

The present invention concerns treatment, prevention and diagnosis of infection due to *Chlamydia pneumoniae* and in particular to the prevention and treatment of atherosclerosis, including coronary atherosclerosis, caused by same.

#### FOR THE PURPOSES OF INFORMATION ONLY

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EE	Estonia	LR	Liberia	SG	Singapore		

#### **Medicament**

The present invention concerns treatment, prevention and diagnosis of infection due to *Chlamydia pneumoniae* and in particular to the prevention and treatment of atherosclerosis, including coronary atherosclerosis, caused by same.

C. pneumoniae is associated with atherosclerosis but no definitive link between the two has yet been established (Hammerschlag, M.R., 1998, Eur. J. Clin. Microbiol. Infect. Dis., 17: 305-308). Friedank, H.M. et al. (1993, Eur. J. Clin. Microbiol. Infect. Dis., 12(12): 947-951) identify a 54 kDa C. pneumoniae antigen which was recognised by 93% of sera positive for C. pneumoniae, the antigen appearing to be located on the surface of elementary bodies. Wiedman, A.A.M. et al. (1997, Clin. Diagn. Labs. Immunol., 4(6):700-704) showed the infectivity of C. pneumoniae elementary bodies to be slightly reduced by the use of antibody specific against a 54 kDa C. pneumoniae protein.

Despite investigating it, other researchers have not confirmed the immunogenicity of the *C. pneumoniae* 54 kDa band (see for example Kutlin, A. and Roblin, P.M., 1998, J. Infect. Dis., <u>177</u>: 720-724; Campbell, L.A. *et al.*, 1990, J. Clin. Microbiol., <u>28</u>(6): 1261-1264; Campbell, L.A. *et al.*, 1990. Infection and Immunity, <u>58</u>(1): 93-97; Puolakkainen, M. *et al.*, 1993, J. Clin. Microbiol., <u>31</u>(8): 2212-2214; hkima, Y. *et al.*, 1994, J. Clin. Microbiol., <u>32</u>(3): 583-588; Maass, M. and Gieffers, J., 1997, J. Infection, <u>35</u>: 171-176; Gonen, R. *et al.*, 1993, APMIS, <u>101</u>:719-726).

The present inventor has now succeeded in isolating, purifying and identifying a C. pneumoniae protein which (together with inhibitors of same, such as

- 2 -

antibodies) is protective and therapeutic against *C. pneumoniae* infection. The therapeutic role of the protein has previously neither been suggested nor disclosed.

According to the present invention there is provided a *C. pneumoniae* protein having the amino acid sequence of SEQ ID NO: 2, for use in a method of treatment or diagnosis of the human or animal body. The amino acid sequence has been confirmed by N-terminal amino-acid sequencing (see "Experimental" below) and the protein has a theoretical molecular weight of 50.8 kDa, although post-translational modifications such as glycosylation may of course affect its apparent molecular weight as determined by e.g. SDS-PAGE. Experiments (below) have shown it to have an apparent molecular weight of 51 kDa on SDS-PAGE gels.

As can be seen from the plethora of publications above, although some identify immunogenic bands at molecular weights of 50-54 kDa, no specific therapeutically effective proteins have been identified.

Experiments (below) have allowed the present inventor to isolate and purify the protein of the present invention and identify the gene sequence coding for the protein. This has allowed the determination of the protein amino acid sequence (above). The nucleotide sequence coding for same forms another part of the present invention. Thus according to the present invention there is also provided a nucleotide sequence coding for a protein according to the present invention, for use in a method of treatment or diagnosis of the human or animal body. Such a nucleotide sequence may have the sequence of SEQ ID NO: 1. Modified nucleotide sequences having codons encoding the same amino acid sequence will be readily apparent to one skilled in the art.

The nucleotide sequence of the present invention and the amino acid sequence it encodes are already known from the Chlamydia Genome Project

- 3 -

(C. pneumoniae CWL029/CPn0809), as is an apparent C. trachomatis homologue (CT578). However, therapeutic and diagnostic uses for same have not been previously suggested.

The invention also extends to encompass forms of the protein which have been insubstantially modified (i.e. which have been partially modified), particularly forms of the protein which display the same immunogenic properties as the protein itself.

By "partial modification" and "partially modified" is meant, with reference to amino acid sequences, a partially modified form of the molecule which retains substantially the properties of the molecule from which it is derived, although it may of course have additional functionality. Partial modification may, for example, be by way of addition, deletion or substitution of amino acid residues. Substitutions may be conserved substitutions. Hence the partially modified molecule may be a homologue of the molecules from which it was derived. It may, for example, have at least 70% homology with the molecule from which it was derived. It may for example have at least 80, 90 or 95% homology with the molecule from which it was derived. An example of a homologue is an allelic mutant.

Also provided according to the present invention is the use of a protein, immunogenic fragment thereof or nucleic acid sequence encoding same according to the present invention in the manufacture of a medicament for the treatment of infection due to *C. pneumoniae*.

Immunogenic fragments of the protein include any fragment of the protein which elicits an immune response, and includes epitopes. Analogues (mimotopes) of epitopes may be readily created, the mimotopes having different sequences but displaying the same epitope and thus the term "immunogenic fragments" also

-4-

encompasses immunogenic analogues of the fragments e.g. mimotopes. Epitopes may be readily determined and mimotopes readily designed (Geysen, H.M. et al., 1987, Journal of Immunological Methods, 102: 259-274; Geysen, H.M. et al.,1988, J. Mol. Recognit., 1(1):32-41; Jung, G. and Beck-Sickinger, A.G., 1992, Angew. Chem. Int. Ed. Eng., 31: 367-486). Such an immunogenic fragment carrying epitopes may also be described as being a peptide having the amino acid sequence of the immunogenic fragment and which carries an epitope.

The present inventor has succeeded in isolating a number of epitopes (immunogenic fragments) of the protein of the present invention. Thus according to the present invention there is also provided an epitope having the amino acid sequence of any one of SEQ ID NOs: 4-14. In particular, SEQ ID NOs: 5-7 provide an overlapping set of highly immunogenic peptides - as can be seen from the experimental data (below) SEQ ID NO: 5 provides for especially good results. Similarly, excellent results are also obtained from SEQ ID NO: 8.

The protein, immunogenic fragments thereof and nucleic acid sequences encoding same may be used in therapy, both prophylactically (e.g. as immunostimulants such as vaccines) and for treatment of infection due to *C. pneumoniae*. For example a nucleotide sequence encoding the protein or immunogenic fragment thereof may be used in the manufacture of a DNA vaccine (Montgomery, D.L. *et al.*, 1997, Pharmacol. Ther., 74(2): 195-205; Donnelly, J.J. *et al.*, 1997, Annu. Rev. Immunol., 15: 617-648; Manickan, E. *et al.*, 1997, Crit. Rev. Immunol., 17(2): 139-154).

Binding agents and inhibitors (such as antibodies or other neutralising agents) specific against the protein and immunogenic fragments thereof may also be used both diagnostically and therapeutically. Binding agents have a target to which they are specific, and in the case of a binding agent being an antibody, the target is an antigen.

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An example of a therapeutic medicament is antibody specific against the protein of the present invention, and this may be employed in immunotherapy, for example passive immunotherapy. Antibodies, their manufacture and use are well known (Harlow, E. and Lane, D., "Using Antibodies - A Laboratory Manual", Cold Spring Harbor Laboratory Press, New York, 1998) and so antibodies and antigen binding fragments thereof will be readily apparent to one skilled in the art, and reference herein to antibodies is also reference to antigen binding fragments unless stated otherwise. Other inhibitors such as ribozymes, antisense oligonucleotides and DNA vaccines will be readily apparent to one skilled in the art (Fries, P.C., 1999, "DNA Vaccines", New England Journal of medicine, 341: 1623-1624; Leitner, W.W. et al., 1999, "DNA and RNA based vaccines: principles, progress and prospects", Vaccine, 18: 765-777; Muotri, A.R. et al., 1999, "Ribozymes and the anti-gene therapy: how a catalytic RNA can be used to inhibit gene function", Gene, 237: 303-310; Rossi, J.J., 1999, "Ribozymes, genomics and therapeutics", Chemistry & Biology, 6: R33-R37; James, H.A., 1999, "The potential application of ribozymes for the treatment of haematological disorders", Journal of Leukocyte Biolofy, <u>66</u>: 361-368)

Thus the present invention also provides the use of a inhibitor specific to the protein of the present invention in the manufacture of a medicament for the treatment of infection due to *C.pneumoniae*.

Also provided according to the present invention is a method of manufacture of a medicament for the treatment of infection due to *C. pneumoniae*, characterised in the use of a protein, immunogenic fragment or inhibitor according to the present invention.

Also provided according to the present invention is a method of treatment of infection due to *C. pneumoniae*(e.g. of a patient in need of same), comprising the step

of administering to a patient a medicament comprising a protein, immunogenic fragment or inhibitor according to the present invention. The exact dose of medicament administered to a patient may be readily determined using simple dose-response assays. Medicaments may additionally comprise a pharmaceutically acceptable carrier, diluent or excipient (Remington's Pharmaceutical Sciences and US Pharmacopeia, 1984, Mack Publishing Company, Easton, PA, USA)

It has not been previously suggested that the protein of the present invention (or immunogenic fragments of same) is diagnostic for infection due to *C. pneumonia*. Binding agents specific to the protein of the present invention (for example antibodies) may also be used diagnostically, for example in an ELISA-type test. Thus also provided according to the present invention is the use of a protein, immunogenic fragment or binding agent according to the present invention in the manufacture of a diagnostic test for *C. pneumoniae*.

Also provided is a diagnostic test method for infection due to C. pneumoniae comprising the steps of:

- I) reacting an antibody specific against the protein of the present invention with serum from a patient;
  - ii) detecting an antibody-antigen binding reaction; and
- iii) correlating the detection of an antibody-antigen binding reaction with the presence of the protein.

Such test methods may also be performed using other binding agents specific to the protein of the present invention.

Also provided is a kit of parts for performing such a test, characterised in that it comprises antibody specific against the protein of the present invention.

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The invention will be further apparent from the following description, with reference to the several figures of the accompanying drawings, which show, by way of example only, uses of the proteins of the present invention.

#### **EXPERIMENTAL**

The experiments below detail the identification of a number of peptides and antisera against same which are useful in the therapy and diagnosis of infections due to Chlamydia pneumoniae. Starting with sera from infected patients, blotting against clinical isolates of Chlamydia pneumoniae showed the presence of an immunodominant antigen with an apparent molecular weight of 51 kDa, the antigen being stable to and released by octylglucoside treatment. N-terminal amino acid sequencing of the protein of the 51 kDa band allowed sequence database probing, in turn identifying a C. pneumoniae protein and a C. trachomatis homologue. Epitope mapping allowed the identification of antigenic peptides, which together with antibody against them were tested for their therapeutic and diagnostic efficacy.

Western Blotting - Using the Novex nuPAGE Electrophoresis System.

#### 1. SDS PAGE

Preparation of Sample:

- 1. 100  $\mu$ l of Novex SDS Sample loading buffer was added to 400  $\mu$ l of a preparation of a *Chlamydia pneumoniae* clinical isolate and the mixture placed into a boiling waterbath for 10 minutes.
- 2.  $10~\mu l$  of the mixture was loaded into each well of a Novex 4-12% Bis-Tris NuPage gel (1.0 mm, 12 well). In addition, 4  $\mu l$  of Novex Multimark molecular weight standards were added to a single well on each gel.
- 3. Electrophoresis was performed using 1x Novex MOPS electrophoresis buffer at 200v for 40 minutes.

## Western Transfer Protocol:

- 1. The blotting apparatus and the gel membrane "sandwiches" were assembled according to the protocol described in the Novex instruction booklet provided with the gels.
- 2. Blotting was performed using 1x Novex Transfer buffer containing 20% methanol. Transfer was carried out at 30v (constant) for 1 hour.
- 3. Following transfer, the membranes were removed from the apparatus and left to "Block" overnight in 3% Bovine Serum Albumin (BSA) at 4 °C.

#### Probing With Patient's Serum:

- 1. The membranes were cut into strips and placed into the wells of incubation trays. Patients' serum was diluted 1 in 20 in 3% BSA and 2 ml added to each strip. (2 strips per patient).
- 2. The membranes were incubated at room temperature for 2 hours with agitation.
- 3. The strips were washed 5 times over 30 minutes with 0.85% NaCl/0.01% Tween 20.
- 4. 2 ml of goat anti-human IgM or IgG alkaline phosphatase conjugated anti-immunoglobulin diluted 1 in 4000 in 3% BSA were added to each strip. The strips were incubated for a further hour at room temperature with agitation.
- 5. The membranes were washed a further 5 times as previously described.

- 6. Antibody-antigen interaction was visualised by the addition of NBT/BCIP (50 mg/ml) in pH 9.5 phosphate buffer.
- 7. The reaction was allowed to proceed until the bands had reached the required intensity.

#### <u>Sera</u>

- Group A: Children with respiratory tract infection and no evidence of *Chlamydia* pneumoniae as shown by negative microimmunofluorescence (less than 1 in 64) test (n=19).
- Group B: Children with respiratory tract infection and a microimmunofluorescence titre greater than 1 in 512 (n=18).
- Group C: Patients undergoing cardiac surgery for advanced coronary disease (n=32).

  Ten of these had antibody on immunoblot.
- Group D: Adults with respiratory tract infection and a chlamydia complement fixation test greater than 1 in 40 (n=27) using LGV 2 as an antigen.
- Group E: Adults with pelvic inflammatory disease due to *Chlamydia trachomatis* (n=21).
- Group F: Sera (n=11) which were positive for the 60/62 kDa doublet and band at 51 kDa were retested on antigen prepared from *Chlamydia pneumoniae* where the purified elementary bodies were incubated with 1% octylglucoside at 37 °C for 30 minutes rather than in SDS.

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### Results:

Results of the sera blotting experiments are shown in Table 1. It should be noted that sera blotting determines the presence in patients of antibodies specific against a given antigen, and so when a patient has previously been infected by a pathogen and developed an immune response against an antigen, that immune response may still be detectable at a later date when the patient is no longer infected. Hence background results must be interpreted in light of the general infection of a population by the pathogen. For example, the general population has an infection rate by adulthood of approximately 10% for *C. pneumoniae*, thus a background rate of detection of *C. pneumoniae* antigens of up to 10% should be expected.

#### **Conclusions:**

The sera from Group A children did not recognise *C.pneumoniae* on immunoblot. The Group B sera from children with evidence of *C.pneumoniae* infection recognised a range of antigens with apparent molecular weights ranging from 30 to 180 kDa. IgM for an antigen complex at 60/62 kDa which occurred as a doublet was immunodominant as well as an antigen at 51 kDa. For IgG the antibody was most pronounced for the antigen at 51 kDa. In the cardiac patients, 23 produced antibody and this was for IgM against the bands at 67, 60/62 and 51 kDa. For IgG this was the band at 51 kDa. For Group D IgM was most pronounced for the 60/62 kDa doublet and IgG for the band at 180 kDa and the doublet at 60/62 kDa. This group of sera contains those with infection most likely due to *Chlamydia psittaci*. The sera from Group E patients infected with *Chlamydia trachomatis* did not cross-react.

# Group F Sera

On re-blotting with those sera previously positive for the 60/62 kDa doublet and 51 kDa, the doublet disappeared whilst the band at 51 kDa remained. This showed that the band at 51 kDa was stable to and released by octylglucoside treatment.

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## Solubility in Octylglucoside

Using samples from Group F patients, separation of antigens from elementary bodies using 1-D gel electrophoresis and SDS gave a different staining pattern compared to using 1-D gel electrophoresis and octylglucoside. The 51 kDa band was still visible after octylglucoside. The pair of antigenic bands at 60/62 kDa was not visible in octylglucoside. Therefore a distinguishing character of the 51 kDa antigen of the present invention is its solubility in octylglucoside.

# N-Terminal Amino Acid Sequencing

N-Terminal amino-acid sequencing was performed upon the 51 kDa band. The resulting sequence was then used to query the Chlamydia Genome Project database which identified the protein of SEQ ID NO: 2 and a *C. trachomatis* homologue.

## Epitope Mapping

A series of overlapping peptides of 15 amino acids covering the derived amino acid sequence of the protein were synthesised on polyethylene pins with reagents from an epitope scanning kit (Cambridge Research Biochemicals, Cambridge, UK) as described previously by Geysen *et al.* (1987, Journal of Immunological Methods, 102: 259-274). Peptide 1 consisted of residues 1 to 15, peptide 2 consisted of residues 2 to 16 etc. The reactivity of each peptide with patient sera (diluted 1:200) was determined for IgG by ELISA. Data were expressed as A405 after 30 minutes of incubation.

Sera from patients as follows:

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- Group 1: Children with respiratory tract infection and no evidence of *Chlamydia* pneumoniae as shown by negative immunoblot and microimmunofluorescence (less than 1 in 64) (n = 3).
- Group 2: Children with respiratory tract infection, positive immunoblot and microimmunofluorescence test greater than 1 in 512 (n = 6).
- Group 3: Patients undergoing cardiac surgery for advanced coronary disease and antibody on immunoblot (n = 2).
- Group 4: Patients presenting with history of chest pain, negative troponin (<0.2), negative immunoblot (n = 3).
- Group 5: Patients presenting with early coronary, positive troponin (>0.2) and antibody on immunoblot (n = 8).

#### Results

## Epitope mapping

Epitope mapping defined eleven areas where children with acute chlamydial infection produced wells with a mean optical density (OD) greater than 1. In the case of epitopes having SEQ ID NOs: 4, 5, 6, 7, 8, 10, 12 and 14 the mean OD was at least 2 standard deviations above that of Group 1 (children with no evidence of *C.pneumoniae* infections). This applied also to Groups 3, 4 and 5 with the exception of SEQ ID NO: 5 which was positive in Groups 4 and 5.

Peptide 1(SEQ ID NO: 15) representing epitope having the sequence of (i.e. which is carried by the peptides having the sequence of) SEQ ID NO: 8 and peptide 2 (SEQ ID NO: 16) representing the carboxy end of SEQ ID NO: 4, the epitope having the sequence of SEQ ID NO: 5 and the amino end of SEQ ID NO: 6 were synthesised.

# Preparation of rabbit polyclonal serum

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New Zealand white rabbits were pre-bled and then immunised subcutaneously with either peptide 1 or peptide 2 (0.1 ml of 1 mg/ml) conjugated to KLH suspended in either Freund's adjuvant (injection at day 0) or Freund's incomplete adjuvant on days 14, 42, and 70). Serum was obtained for indirect ELISA at the terminal bleed-out.

#### Indirect ELISA

By a simple adsorption of each peptide to a microtitre plate the following procedure was performed. The peptide was dissolved in 2 ml of 0.01 M phosphate buffer saline (PBS), pH 7.2 and diluted to a concentration of 10  $\mu$ g/ml (1/100) in the same buffer.

- 1. 150 μl aliquots of peptide (10 μg/ml in 0.01 M PBS) were pipetted into the wells of a Falcon 3912 microassay plate and were incubated overnight at 4 °C.
- 2. The unbound peptide was removed by washing four times (4 x 10 minutes) with 0.05% Tween 20 in 0.01 M PBS (pH 7.2).
- 3. The plates were blocked with 2% skimmed milk-10% FCS in 0.01 M PBS for 1 hour at 37 °C.
- 4. The plates were washed four times (4 x 10 minutes) with 0.05% Tween 20 in 0.01 M PBS and the serum under investigation was added (1/100 dilution in blocking solution) into the wells of micro assay plate (three wells used for each serum) and incubated for 2 hours at 37 °C.
- 5. The plates were washed four times (4 x 10 minutes) with 0.05% Tween 20 in 0.01 M PBS and secondary antibody, anti-rabbit IgG peroxidase conjugate (1/1000 dilution in blocking solution) was added and incubation proceeded for 1 hour at 37 °C.
- 6. The plates were washed four times (4 x 10 minutes) with 0.05% Tween 20 in 0.01 M PBS, followed by a further washing with 0.01 M PBS. The plate was then incubated for 45 minutes at room temperature with agitation in 0.5

mg/ml of freshly prepared 2,2 Azino-bis [3-ethylbenz-thiazoline-6-sulfonic acid] diammonium (ABTS tablets) in pH 4.0 citrate buffer with 0.01% (w/v) hydrogen peroxide.

- 7. Optical density (OD) measurements were made with an ELISA plate reader (Titertek Miltiscan) at a wavelength of 405 nm.
- 8. The average readings for each three wells for each serum was determined.

#### <u>Results</u>

The results shown in Table 3 demonstrate seroconversion to each individual peptide.

# Expression of the amino-end of the protein

The sequence was codon optimised (Genosys, California) for *E.coli* and a BamHI and Not1 site added to opposite ends. The optimised sequence and PET 29 vector (Novagen, Wisconsin) were restriction digested using BamHI and Not1 and transformed by heat shock into *E.coli* strain BL21 (Invitrogen, Carlsbad, California). The expressed amino acids were from amino acids 1-292 and included the epitopes represented by peptides 1 and 2. This construct included an S-tag and Thrombin cleavage site at the amino end and histidine tag at the carboxy end (SEQ ID NO: 3).

## **Purification**

The transformants were expressed as follows. Briefly, 5 ml of an overnight culture was used to inoculate 500 ml LB (50  $\mu$ g/ml kanamycin, 34  $\mu$ g/ml chloramphenicol) which was grown for 2 hours at 37 °C to an OD 600 of 0.5, then induced for 3 hours with 0.1 mM IPTG (Sigma, Poole Dorset). The cells were pelleted and disrupted by crushing at -20 °C in an XPRESS. The buffer (50 mm NaH<sub>2</sub>PO<sub>4</sub>, 0.5 M NaCl, 10 mm imidazole) and the cell debris pelleted down. The supernatant was filter sterilised and put on a Ni-NTA agarose slurry affinity column (Qiagen) in order to capture the His-tagged recombinant protein. The column was washed 3 times with 4 ml of washing buffer and

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the protein eluted maximally with 150 mM imidazole. The protein gave a single band on a 10% acrylamide gel stained with Coomassie Brilliant Blue with an apparent molecular weight of 37 kDa. On Western blot counterstaining with the anti-His mouse alkaline phosphate conjugate (1:2,500) (Sigma, Dorset, Poole) this produced a single band at 37 kDa and a breakdown product at 35 kDa. The protein concentration of the elute was measured and standardised to 10 mg/ml.

## Amino acid sequencing

The protein was amino end cleared to remove the S-tag using a Thrombin cleavage Kit (Novagen). The digestion reaction was 5 µl 10 x Thrombin cleavage buffer, 0.5 mg purified recombinant protein, 1 µl of 0.01 µg/ml Thrombin which was left at room temperature for 18 hours. The reaction mix was run on a 12% SDS-PAGE gel and transferred onto PVDF membrane (Amersham, Chalfont, UK). This was stained with Coomassie Brilliant Blue and the protein bands destained and excised. Direct amino acid sequencing gave amino acids 28-32 of SEQ ID NO: 3 which matched the amino end (Department of Biochemistry, University of Cambridge).

## Human recombinant antibodies

These peptides and the purified recombinant proteins were used to pan the phage display library. The peptide and recombinant protein were used at 10 mg/ml on NunC immunotubes Bst-N1 fingerprints of the PCR-amplified ScFv inserts before panning showed a highly heterogeneous library. After panning against peptide 1, 7 fingerprints were identified of which four were represented by more than one clone (A, B, C, D). These were combined as a pool for a neutralisation assay (pool 1) (below). After panning against peptide 2, clone A was present as well as a new ScFv, E. A and E were combined to produce pool 2. Against the clone recombinant fragment ScFvs E, F and G were present as well as a further ScFv, H. ScFvs E, F, G and H were tested together as pool 3.

#### Neutralisation assays

Chang cells (50 ml of  $10^6$  cells/ml) in maintenance media were grown overnight at 37 °C with 5% CO<sub>2</sub>. Chang cells (1 ml of  $1x10^6$  cells/ml maintenance media) were grown overnight at 37 °C with 5% CO<sub>2</sub> in plastic bijoux containing a thin glass circle on which the cells can grow. For recombinant protein or peptide assay (0.1  $\mu$ l/ml), 100  $\mu$ l of each sample was incubated with shaking for 1 hour with the cells at 37 °C. For the phage and sera assays, 100  $\mu$ l of each sample (1:10 rabbit sera or dialysed phage pools 1-3) were incubated with 100  $\mu$ l elementary bodies (EB) for 1 hour at 37 °C, shaking. After this first incubation, the 100  $\mu$ l EB or 200 ml of the phage or rabbit sera/EB mix was added to the Chang cells. This was incubated with shaking for 1 hour at 37 °C. The supernatant was removed from every sample and replaced by 1 ml of fresh maintenance media. This was incubated at 37 °C with 5% CO<sub>2</sub> for 72 hours.

For both assays, the inclusion bodies were fixed and stained the following way; the cells were washed twice with PBS, then fixed with 100% methylated spirits for 10 minutes and washed twice again with PBS. The glass circles were incubated for 30 minutes with 10 µl of mouse *C.pneumoniae* inclusion bodies monoclonals (Mab) then washed 3 times with PBS and incubated for 30 minutes with 100 µl of fluorescein conjugated anti-mouse IgG. The inclusion bodies were then observed by fluorescence microscopy and three 200X fields counted. EB only samples were used as a positive control for chlamydial infection and dialysed phage supernatant without EB as a negative control.

#### Results

See Table 4 (Table of Neutralisation Assays).

#### Conclusion

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Pre-incubation with the rabbit antiserum against peptide 2 and peptide 2 itself reduced the infectivity due to *C.pneumoniae*. Incubation with peptide 1 produced a similar reduction. The pools of phages were also active.

Overall this demonstrated the immunogenicity of the antigen, the potential therapeutic effect of peptides representing its key epitopes and both rabbit hyperimmune antiserum and ScFvs against these epitopes.

Table 1

Apparent Molecular	į	oup B =18)	,	up C =18)	Grou (N=	_	i	up E =21)	
Weight (kDa)	IgM	IgG	IgM	IgM IgG		IgG	IgM	IgG	
180	1	2		2	1	6		1	
130		2			1	4			
120	5			1	1	5		1 2	
98				1	2	5			
90						2			
67		2	5	1			1	1	
60/62*	8	5	5		13	7	2	2	
51	7	11	9	10	2	3	1	2	
47	1	1	1		0	0	0	0	
40	0	0	0	3	0	0	0	1	
30		4	0	3		2		2	

<sup>\*</sup> runs as a doublet within 1 mm of each other

Table 2

		Value for <sup>a</sup>											
Well	Epitope	Group 1	Group 2	Group 3	Group 4	Group 5							
No.	SEQ ID NO	(n = 3)	(n = 6)	(n=2)	(n = 3)	(n = 8)							
3	9	0.538±0.205	1.028±0.423	0.425±0.036	0.416±0.184	0.499±0.191							
4		0.599±0.252	1.487±0.462	0.502±0.036	0.407±0.107	0.438±0.162							
13	10	0.462±0.203	1.103±0.229	0.473±0.026	0.421±0.162	0.427±0.188							
31	11	0.491±0.192	1.103±0.310	0.440±0.004	0.407±0.105	0.310±0.129							
41	12	0.547±0.235	1.169±0.256	0.474±0.024	0.393±0.08	0.376±0.158							
43	13	0.598±0.258	1.223±0.323	0.558±0.015	0.423±0.119	0.406±0.181							
55	4	0.547±0.235	1.265±0.334	0.475±0.02	0.373±0.076	0.381±0.042							
58	5	0.611±0.019	1.025±0.06	0.611±0.019	1.127±0.253	0.800±1.232							
59	6	0.494±0.166	1.096±0.267	0.547±0.009	0.546±0.200	0.702±0.144							
60	7	0.489±0.129	1.048±0.270	0.483±0.064	0.388±0.008	0.449±0.140							
61		0.530±0.236	1.051±0.262	0.59±0.089	0.446±0.09	0.784±0.257							
76	8	0.485±0.158	1.174±0.255	0.654±0.068	0.564±0.223	0.666±0.266							
79	14	0.510±0.235	1.21±0.273	0.418±0.003	0.423±0.127	0.388±0.153							

<sup>&</sup>lt;sup>a</sup> Optical density ± Standard deviation

Table 3

	<sup>a</sup> Pre Serum	Post Serum
Peptide 1	$0.055 \pm 0.01$	$0.591 \pm 0.06$
Peptide 2	$0.056 \pm 0.01$	$0.507 \pm 0.04$

<sup>&</sup>lt;sup>a</sup> optical density ± standard derivation

<u>Table 4</u> - Table of Neutralisation Assays

	Number of Elementary Bodies in Three
	200x Fields
Cell control (dialysed phage	0
supernatant)	
Cell control (elementary bodies)	30
Rabbit anti-serum	
Versus peptide 1	30
Versus peptide 2	19
Pre-incubation	
Peptide 1	13
Peptide 2	0
Recombinant protein	12
Phage Pools	
Pool 1	18
Pool 2	N/D
Pool 3	21

#### **CLAIMS**

- 1. A *C.pneumoniae* protein having the amino acid sequence of SEQ ID NO: 2 for use in a method of treatment or diagnosis of the human or animal body.
- 2. A nucleotide sequence encoding a protein according to claim 1 for use in a method of treatment of the human or animal body.
- 3. A nucleotide sequence according to claim 2, having the sequence of SEQ ID NO: 1.
- 4. The use of a protein, immunogenic fragment thereof or nucleotide sequence encoding same according to any one of the preceding claims in the manufacture of a medicament for the treatment of infection due to *C.pneumoniae*.
- 5. The use of an immunogenic fragment according to claim 4, having the amino acid sequence of any one of SEQ ID NOs: 4-14 in the manufacture of a medicament for the treatment of infection due to *C.pneumoniae*.
- 6. The use of an inhibitor specific against the protein, immunogenic fragment or nucleotide sequence encoding same according to any one of the preceding claims in a method of manufacture of a medicament for the treatment of infection due to *C.pneumoniae*.
- 7. The use of an inhibitor according to claim 6, the inhibitor being selected from the group of an antibody, DNA vaccine, ribozyme and antisense oligonucleotide.

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- 8. A method of manufacture of a medicament for the treatment of infection by *C.pneumoniae* characterised in the use of a protein, immunogenic fragment thereof or nucleotide sequence encoding same according to either one of claims 4 or 5.
- 9. A method of manufacture of a medicament for the treatment of infection due to *C.pneumoniae* characterised in the use of an inhibitor according to either one of claims 6 or 7.
- 10. The use of a protein according to claim 1 or an immunogenic fragment thereof or a binding agent specific to same or an inhibitor of same in the manufacture of a diagnostic test for *C.pneumoniae*.
- 11. A kit of parts for a diagnostic test for *C.pneumoniae*, characterised in that it comprises a protein according to claim 1 or an immunogenic fragment thereof or a binding agent specific to same or an inhibitor of same.
- 12. A diagnostic test method for infection due to *C.pneumoniae* comprising the steps of:
  - reacting an antibody specific against the protein according to claim
     with serum from a patient;
  - ii) detecting an antibody antigen binding reaction; and
  - iii) correlating the detection of an antibody antigen binding reaction with the presence of the protein.

- 13. A diagnostic test method according to claim 12, being a method of diagnosis of the human or animal body.
- 14. A method of treatment of infection due to *C.pneumoniae* comprising the step of administering to a patient a medicament comprising a protein, immunogenic fragment thereof, nucleotide sequence encoding same or an inhibitor thereof according to any one of claims 4-7.

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#### SEQUENCE LISTING

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aat atc atg tct caa gtt ctg aca tcg aca ccc cag ggc gtg ccc caa Asn Ile Met Ser Gln Val Leu Thr Ser Thr Pro Gln Gly Val Pro Gln	96
20 25 30	
caa gat aag ctg tct ggc aac gaa acg aag caa ata cag caa aca cgt	144
Gin Asp Lys Leu Ser Gly Asn Glu Thr Lys Gln Ile Gln Gln Thr Arg	144
35 40 45	
cag ggt aaa aac act gag atg gaa agc gat gcc act att gct ggt gct	192
Gin Gly Lys Asn Thr Glu Met Glu Ser Asp Ala Thr Ile Ala Gly Ala	
tet gga aaa gae aaa act tee teg act aca aaa aca gaa aca get eea	240
Ser Gly Lys Asp Lys Thr Ser Ser Thr Thr Lys Thr Glu Thr Ala Pro 65 70 75 80	
caa cag gga gtt gct ggg aaa gaa tcc tca gaa agt caa aag gca Gln Gln Gly Val Ala Ala Gly Lys Glu Ser Ser Glu Ser Gln Lys Ala	288
85 90 95	
ggt gct gat act gga gta tca gga gcg gct gct act aca gca tca aat	336
22 5 5 5 5 2 2 2 2 2 2 2 2 2 2 2 2 2 2	230

Gly	Ala	Asp	Thr	Gly	Val	Ser	Gly	Ala 105	Ala	Ala	Thr	Thr	Ala 110	Ser	Asn	
act Thr	gca Ala	aca Thr 115	aaa Lys	att Ile	gct Ala	atg Met	cag Gln 120	acc Thr	tct Ser	att Ile	gaa Glu	gag Glu 125	gcg Ala	agc Ser	aaa Lys	384
agt Ser	atg Met 130	gag Glu	tct Ser	acc Thr	tta Leu	gag Glu 135	tca Ser	ctt Leu	caa Gln	agc Ser	ctc Leu 140	agt Ser	gcc Ala	gcg Ala	caa Gln	432
atg Met 145	aaa Lys	gaa Glu	gtc Val	gaa Glu	gcg Ala 150	gtt Val	gtt Val	gtt Val	gct Ala	gcc Ala 155	ctc Leu	tca Ser	gjà aaa	aaa Lys	agt Ser 160	480
tcg Ser	ggt Gly	tcc Ser	gca Ala	aaa Lys 165	ttg Leu	gaa Glu	aca Thr	cct Pro	gag Glu 170	ctc Leu	ccc Pro	aag Lys	ccc Pro	999 Gly 175	gtg Val	528
aca Thr	cca Pro	aga Arg	tca Ser 180	gag Glu	gtt Val	atc Ile	gaa Glu	atc Ile 185	gga Gly	ctc Leu	gcg Ala	ctt Leu	gct Ala 190	aaa Lys	gca Ala	576
att Ile	cag Gln	aca Thr 195	ttg Leu	gga Gly	gaa Glu	gcc Ala	aca Thr 200	aaa Lys	tct Ser	gcc Ala	tta Leu	tct Ser 205	aac Asn	tat Tyr	gca Ala	624
agt Ser	aca Thr 210	caa Gln	gca Ala	caa Gln	gca Ala	gac Asp 215	caa Gln	aca Thr	aat Asn	aaa Lys	cta Leu 220	ggt Gly	cta Leu	gaa Glu	aag Lys	672
caa Gln 225	gcg Ala	ata Ile	aaa Lys	atc Ile	gat Asp 230	aaa Lys	gaa Glu	cga Arg	gaa Glu	gaa Glu 235	tac Tyr	caa Gln	gag Glu	atg Met	aag Lys 240	720
gct Ala	gcc Ala	gaa Glu	cag Gln	aag Lys 245	tct Ser	Lys	gat Asp	Leu	Glu	Gly	aca Thr	atg Met	gat Asp	act Thr 255	gtc Val	768
aat Asn	act Thr	gtg Val	atg Met 260	atc Ile	gcg Ala	gtt Val	tct Ser	gtt Val 265	gcc Ala	att Ile	aca Thr	gtt Val	att Ile 270	tct Ser	att Ile	816
gtt Val	gct Ala	gct Ala 275	att Ile	ttt Phe	aca Thr	Cys	gga Gly 280	gct Ala	gga Gly	ctc Leu	Ala	gga Gly 285	ctc Leu	gct Ala	gcg Ala	864
gga Gly	gct Ala 290	gct Ala ~	gta Val	ggt Gly	gca Ala	gcg Ala 295	gca Ala	gct Ala	gga Gly	ggt Gly	gca Ala 300	gca Ala	gga Gly	gct Ala	gct Ala	912
gcc Ala	gca Ala	acc Thr	acg Thr	gta Val	gca Ala	aca Thr	caa Gln	att Ile	aca Thr	gtt Val	caa Gln	gct Ala	gtt Val	gtc Val	caa Gln	960

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305					310					315					320	
gcg Ala	gtg Val	aaa Lys	caa Gln	gct Ala 325	gtt Val	atc Ile	aca Thr	gct Ala	gtc Val 330	aga Arg	caa Gln	gcg Ala	atc Ile	acc Thr 335	gcg Ala	1008
gct Ala	ata Ile	aaa Lys	gcg Ala 340	gct Ala	gtc Val	aaa Lys	tct Ser	gga Gly 345	ata Ile	aaa Lys	gca Ala	ttt Phe	atc Ile 350	aaa Lys	act Thr	1056
tta Leu	gtc Val	aaa Lys 355	gcg Ala	att Ile	gcc Ala	aaa Lys	gcc Ala 360	att Ile	tct Ser	aaa Lys	gga Gly	atc Ile 365	tct Ser	aag Lys	gtt Val	1104
ttc Phe	gct Ala 370	aag Lys	gga Gly	act Thr	caa Gln	atg Met 375	att Ile	gcg Ala	aag Lys	aac Asn	ttc Phe 380	ccc Pro	aag Lys	ctc Leu	tcg Ser	1152
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atg Met 465	act Thr	caa Gln	aaa Lys	gct Ala	acc Thr 470	aag Lys	ctg Leu	ggc Gly	gct Ala	caa Gln 475	atc Ile	ctt Leu	aaa Lys	gcg Ala	tat Tyr 480	1440
gcc Ala	gca Ala	atc Ile	agc Ser	gga Gly 485	gcc Ala	atc Ile	gct Ala	ggc Gly	gca Ala 490	cat His	aaa Lys	acc Thr	aat Asn	aat Asn 495	ttt Phe	1488
taa																1491

<210> 2 <211> 496

<212> PRT

#### <213> Chlamydia pneumoniae

<400> 2 Asp Thr Asn Met Ser Ile Ser Ser Ser Ser Gly Pro Asp Asn Gln Lys 5 10 Asn Ile Met Ser Gln Val Leu Thr Ser Thr Pro Gln Gly Val Pro Gln Gln Asp Lys Leu Ser Gly Asn Glu Thr Lys Gln Ile Gln Gln Thr Arg 40 Gln Gly Lys Asn Thr Glu Met Glu Ser Asp Ala Thr Ile Ala Gly Ala 55 Ser Gly Lys Asp Lys Thr Ser Ser Thr Thr Lys Thr Glu Thr Ala Pro 70 Gln Gln Gly Val Ala Ala Gly Lys Glu Ser Ser Glu Ser Gln Lys Ala 90 Gly Ala Asp Thr Gly Val Ser Gly Ala Ala Ala Thr Thr Ala Ser Asn 100 105 Thr Ala Thr Lys Ile Ala Met Gln Thr Ser Ile Glu Glu Ala Ser Lys • 115 120 Ser Met Glu Ser Thr Leu Glu Ser Leu Gln Ser Leu Ser Ala Ala Gln Met Lys Glu Val Glu Ala Val Val Val Ala Ala Leu Ser Gly Lys Ser 150 155 Ser Gly Ser Ala Lys Leu Glu Thr Pro Glu Leu Pro Lys Pro Gly Val 165 170 Thr Pro Arg Ser Glu Val Ile Glu Ile Gly Leu Ala Leu Ala Lys Ala 180 185 Ile Gln Thr Leu Gly Glu Ala Thr Lys Ser Ala Leu Ser Asn Tyr Ala 200 Ser Thr Gln Ala Gln Ala Asp Gln Thr Asn Lys Leu Gly Leu Glu Lys 220 Gln Ala Ile Lys Ile Asp Lys Glu Arg Glu Glu Tyr Gln Glu Met Lys 230 235 Ala Ala Glu Gln Lys Ser Lys Asp Leu Glu Gly Thr Met Asp Thr Val 245 250 Asn Thr Val Met Ile Ala Val Ser Val Ala Ile Thr Val Ile Ser Ile 260 265 Val Ala Ala Ile Phe Thr Cys Gly Ala Gly Leu Ala Gly Leu Ala Ala 280 Gly Ala Ala Val Gly Ala Ala Ala Gly Gly Ala Ala Gly Ala Ala 295 Ala Ala Thr Thr Val Ala Thr Gln Ile Thr Val Gln Ala Val Val Gln 310 315 Ala Val Lys Gln Ala Val Ile Thr Ala Val Arg Gln Ala Ile Thr Ala 325 330 Ala Ile Lys Ala Ala Val Lys Ser Gly Ile Lys Ala Phe Ile Lys Thr 345 Leu Val Lys Ala Ile Ala Lys Ala Ile Ser Lys Gly Ile Ser Lys Val 365 Phe Ala Lys Gly Thr Gln Met Ile Ala Lys Asn Phe Pro Lys Leu Ser 375 380 Lys Val Ile Ser Ser Leu Thr Ser Lys Trp Val Thr Val Gly Val Gly 390 395

- 5 -

<210> 3

<211> 302

<212> PRT

<213> Artificial Sequence

<220>

<223> Description of Artificial Sequence: Codon optimised N-terminal section of Chlamydia pneumoniae protein

<220>

<221> UNSURE

<222> (1)..(30)

<223> S-tag and thrombin cleavage site

<220>

<221> UNSURE

<222> (292)..(302)

<223> Histidine tag

<400> 3

Met Lys Glu Thr Ala Ala Ala Lys Phe Glu Arg Gln His Met Asp Ser 1 5 10 15

Pro Asp Leu Gly Thr Leu Val Pro Arg Gly Ser Ala Ile Ser Asp Pro 20 25 30

Asp Thr Asn Met Ser Ile Ser Ser Ser Gly Pro Asp Asn Gln Lys

Asn Ile Met Ser Gln Val Leu Thr Ser Thr Pro Gln Gly Val Pro Gln 50 55 60

Gln Asp Lys Leu Ser Gly Asn Glu Thr Lys Gln Ile Gln Gln Thr Arg
65 70 75 80

Gln Gly Lys Asn Thr Glu Met Glu Ser Asp Ala Thr Ile Ala Gly Ala 85 90 95 WO 00/46359

PCT/GB00/00237

Ser Gly Lys Asp Lys Thr Ser Ser Thr Thr Lys Thr Glu Thr Ala Pro

Gln Gln Gly Val Ala Ala Gly Lys Glu Ser Ser Glu Ser Gln Lys Ala 115 120 125

Gly Ala Asp Thr Gly Val Ser Gly Ala Ala Ala Thr Thr Ala Ser Asn 130 135 140

Thr Ala Thr Lys Ile Ala Met Gln Thr Ser Ile Glu Glu Ala Ser Lys
145 150 155 160

Ser Met Glu Ser Thr Leu Glu Ser Leu Gln Ser Leu Ser Ala Ala Gln 165 170 175

Met Lys Glu Val Glu Ala Val Val Val Ala Ala Leu Ser Gly Lys Ser 180 185 190

Ser Gly Ser Ala Lys Leu Glu Thr Pro Glu Leu Pro Lys Pro Gly Val 195 200 205

Thr Pro Arg Ser Glu Val Ile Glu Ile Gly Leu Ala Leu Ala Lys Ala 210 215 220

Ile Gln Thr Leu Gly Glu Ala Thr Lys Ser Ala Leu Ser Asn Tyr Ala 225 230 235 240

Ser Thr Gln Ala Gln Ala Asp Gln Thr Asn Lys Leu Gly Leu Glu Lys 245 250 255

Gln Ala Ile Lys Ile Asp Lys Glu Arg Glu Glu Tyr Gln Glu Met Lys 260 265 270

Ala Ala Glu Gln Lys Ser Lys Asp Leu Glu Gly Thr Met Asp Thr Val 275 280 285

Asn Thr Val Ala Ala Ala Leu Glu His His His His His His 290 295 300

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<211> 9

<212> PRT

<213> Chlamydia pneumoniae

<400> 4

Ser Ala Lys Leu Glu Thr Pro Glu Leu

<210> 5

<211> 7

<212> PRT

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 Glu Val Ile Glu Ile Gly
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 Ala Ile Lys Ile Asp Lys Glu Arg
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<211> 9
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<210> 12
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<212> PRT
<213> Chlamydia pneumoniae
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Thr Ala Ile Glu Glu Ala Ser Lys Ser
<210> 13
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<400> 13
Ser Lys Ser Met Glu Ser Thr Leu Glu
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<400> 14
Glu Tyr Gln Glu Met Lys Ala Ala Glu
                  5
<210> 15
<211> 14
<212> PRT
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<400> 15
Glu Lys Gln Ala Ile Lys Ile Asp Lys Glu Arg Glu Glu Tyr
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<210> 16
<211> 14
<212> PRT
<213> Chlamydia pneumoniae

<400> 16
Glu Thr Pro Glu Leu Pro Lys Pro Gly Val Thr Pro Arg Ser
1 5 10